

Docket No.: STK-001CP2DV

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Oppermann et al.

Serial No.: 0 7/ 621, 988

Group No. 1503

Filed: 12/4/90

Examiner: Nutter, N.

For: OSTEOGENIC PROTEINS

Date of mailing of PTOL 85 entitled "Notice of Allowance and Base Issue Fee Due" 9/5/92

Issue Batch No. D38

## BOX ISSUE FEE

Commissioner of Patents and Trademarks

Washington, D.C. 20231

TRANSMITTAL OF NEW DRAWING(S) TO CORRECT INFORMALITIES  
WITHIN THREE MONTH PERIOD OF RESPONSE SET IN NOTICE OF  
ALLOWABILITY (PTOL 37)

NOTE: Applicant may correct any informalities in the drawings made by the Draftsman's objections on PTO-948 by filing new drawings with the changes incorporated therein. If the filing of the drawings are delayed until receipt of the "Notice of Allowability (PTOL-37)" the new drawings MUST be filed within the THREE MONTH shortened statutory period set for response in the "Notice of Allowability" (PTOL-37). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

NOTE: Corrected drawings as well as the issue fee should be addressed to: Box Issue Fee. Notice of November 30, 1990 (1122 O.G. 571 to 591).

## CERTIFICATE OF MAILING (37 CFR 1.8)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Robin E. Bolduc

(Type or print name of person mailing paper)

Date: September 1, 1992



(Signature of person mailing paper)

(Transmittal of New Drawing(s) to Correct Informalities Within Three Month Period of Response Set in Notice of Allowability (PTOL 37) [5-2.1]—page 1 of 2)



BEST AVAILABLE COPY

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**NOTE:** Applicant is required to submit **ACCEPTABLE** corrected drawings within the three month shortened statutory period set in the "Notice of Allowability" (PTOL-37). Within that three month period, two weeks should be allowed for review by the Office of the correction. If a correction is determined to be unacceptable by the Office, applicant must arrange to have an acceptable correction re-submitted within the original three month period to avoid the necessity of obtaining an extension of time and of paying the extension fee. **THEREFORE, APPLICANT SHOULD FILE CORRECTED DRAWINGS AS SOON AS POSSIBLE.** Notice of January 14, 1985 (1051 O.G. 3).

**SUBMISSION OF DRAWING(S)**

1. To correct the informalities in the drawings as noted in the Draftsman's objection(s) on PTO-948 applicant submits herewith new drawing(s) for this application. Number of sheets of drawings submitted 9\*\*

**NOTE:** The art unit number, serial number and number of drawing sheets should be written on the reverse side of the drawings. However, for identification of the serial number, the PTO prefers that it be placed on the front. Notice of September 5, 1986 (1070 OG 46 to 59, 54).

2. The three month period of response set in the Notice of Allowability (PTOL 37) expires on September 5, 1992 and this submission is on or before this expiry date.

Note: \*\*The corrected drawings submitted herewith are corrected Figs. 3A-6E, 10, 15, 17A-17C, 18-1, 22A and 22B.

Reg. No.:

34,637

Tel. No.: (617) 248-7000

  
SIGNATURE OF ATTORNEY /Agent

Robin D. Kelley

Type or print name of attorney

Testa, Hurwitz & Thibeault

P.O. Address

Exchange Place/53 State Street  
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(Transmittal of New Drawing(s) to Correct Informalities Within Three Month Period of Response Set in Notice of Allowability (PTOL 37) [5-2.1]—page 2 of 2)

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## NOTICE OF DRAFTSMAN'S PATENT DRAWING REVIEW

THE PTO DRAFTSMEN REVIEW ALL ORIGINALLY FILED DRAWINGS REGARDLESS  
OF WHETHER THEY WERE DESIGNATED AS INFORMAL OR FORMAL.

The drawings filed

10/4/90.

A. ☐ are approved.B. ☒ are objected to under 37 CFR 1.84 for the reason(s) checked below. The examiner will require submission of new, corrected drawings at the appropriate time. Corrected drawings must be submitted according to the instructions listed on the back of this Notice.

1. Paper and ink. 37 CFR 1.84(a)

☐ Sheet(s) \_\_\_\_\_ Poor.

2. Size of Sheet and Margins. 37 CFR 1.84(b)

Acceptable Paper Sizes and Margins

Margin	Paper Size		
	8 1/2 by 14 inches	8 1/2 by 13 inches	DIN size A4 21 by 29.7 cm.
Top	2 inches	1 inch	2.5 cm.
Left	1/4 inch	1/4 inch	2.5 cm.
Right	1/4 inch	1/4 inch	1.5 cm.
Bottom	1/4 inch	1/4 inch	1.0 cm.

☒ Proper Size Paper Required.  
All Sheets Must be Same Size.  
Sheet(s) 5☐ Proper Margins Required.  
Sheet(s) \_\_\_\_\_☐ TOP ☐ RIGHT  
☐ LEFT ☐ BOTTOM

3. Character of Lines. 37 CFR 1.84(c)

☐ Lines Pale or Rough and Blurred.  
Fig(s) \_\_\_\_\_☐ Solid Black Shading Not Allowed.  
Fig(s) \_\_\_\_\_

4. Hatching and Shading. 37 CFR 1.84(d)

☐ Shade Lines are Required.☒ Fig(s) \_\_\_\_\_☒ Criss-Cross Hatching Not Allowed.☒ Fig(s) \_\_\_\_\_☐ Double Line Hatching Not Allowed.☐ Fig(s) \_\_\_\_\_☐ Parts in Section Must be Hatched.☐ Fig(s) \_\_\_\_\_

5. Reference Characters. 37 CFR 1.84(f)

☐ Reference Characters Poor or Incorrectly Sized.  
Fig(s) \_\_\_\_\_☐ Reference Characters Placed Incorrectly.  
Fig(s) \_\_\_\_\_

6. Views. 37 CFR 1.84(i) &amp; (j)

☐ Figures Must be Numbered Properly.☐ Figures Must Not be Connected.  
Fig(s) \_\_\_\_\_7. ☐ Photographs Not Approved.8. ☒ Other. Full tone photographs on photo-graphic

Telephone inquiries concerning this review should be directed to the Chief Draftsman at telephone number (703) 557-6404. 305 8305 8007

Reviewing Draftsman

Date

3-6, 15, 17, 22, 10



PATENT APPLICATION  
DOCKET NO.: CRP-001CP2DV  
(STK-001CP2DV)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Hermann Oppermann et al.  
Serial No.: 07/621,988 Examiner: Nutter, N.  
Filed: 12/4/90 Group Art Unit: 1503  
Title: OSTEOGENIC PROTEINS

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being  
deposited with the United States Postal Service as First  
Class Mail in an envelope addressed to Honorable  
Commissioner of Patents and Trademarks, Washington,  
D.C. 20231, on 9/1/92

Robert E. Bolduc  
Signature

9/1/92  
Date

Transmittal Letter for Issue Fee Payment  
and Amendment Under 37 C.F.R. 1.312(a)

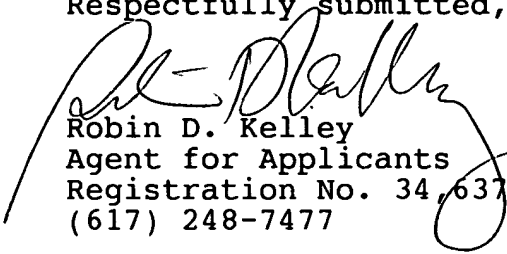
The Honorable Commissioner  
of Patents and Trademarks  
Washington, D.C. 20231

Sir:

In response to the Notice of Allowance and Issue Fee due,  
mailed June 5, 1992, Applicants enclose completed issue fee  
papers and a check for \$1,220.00 as payment for the issue fee due  
for this application and 30 advance copies of the issued patent.  
A copy of the formal drawings submitted under separate cover  
today to the Official Draftsman also are enclosed.

Applicants also enclose an amendment under 37 C.F.R. 1.312(a) to correct errors of a minor nature and which do not involve new matter. Applicants respectfully request that the proposed amendment under 37 C.F.R. 1.312(a) be entered.

Respectfully submitted,



Robin D. Kelley  
Agent for Applicants  
Registration No. 34,637  
(617) 248-7477

Dated: September 1, 1992

Testa, Hurwitz & Thibault  
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